# **Index to Volume 26**

## **Author Index**

| Brumbaugh, Mark A., Pillow, Roger F., & Schmalz, John G.,<br>Converting a Disregarded Entity to a Partnership and Vice<br>Versa—Recent IRS Revenue Rulings Provide Guidance267 |
|--|
| Charyk, William R., The Partnership Corner:  |
| Incentive Techniques for Partnership Employees   |
| Proposed Regulations Regarding Basis Adjustments Following<br>Transfer of a Partnership Interest—Part II   |
| Treatment of Partnership Debt in Certain Nontaxable Property Exchanges   |
| Unrelated Business Taxable Income: Can a Guaranteed Payment to a Tax-Exempt Partner Solve this Problem?237   |
| Cuff, Terence Floyd, Tax-Free Real Estate Transactions:  |
| Exchanges of Property Held for Sale—Neal T. Barker Enterprises. 304 Related Party Exchanges—An Examination of Technical Advice Memorandum 9748006                              |
| Section 1031 Exchanges and Death   |
| Tax Fraud and Deferred Section 1031 Exchanges  |
| Femia, Rocco V., International Developments:   |
| IRS Issues Temporary and Proposed Regulations Regarding  |
| Euro Conversion168   |
| Proposed Regulations Define Reporting Requirements With  |
| Respect to Foreign Partnerships241   |
| Recently Released FSAs Offer Insights into IRS Treatment of  |
| USRPIs   |
| Femia, Rocco V., Notice 98-35 Represents an Uneasy Compromise<br>on the Treatment of Hybrid Branches for Subpart F Purposes 14   |
| Femia, Rocco V., TRA '97 and Related Regulations Modify Treaty<br>Benefits Available to and Reporting Requirements of Foreign  |
| Partnerships3  |
| Friedman, Michelle Kamen & Liveson, Avi G., Rulings and Legislation<br>Seek to Clarify the Tax Treatment of Environmental Cleanup  |
| Costs  |

| Friedrich, Craig W., Recent Developments:   |
|---|
| Extension of Privilege to Accountants Clouded by Exclusion of Advice Relating to Corporate Tax Shelters173                              |
| Fourth Circuit Affirms Tax Court Holding that Inability to Develop<br>Land Does Not Support Claimed Loss for Want of a Realizable       |
| Ninth Circuit Holds Unintended Beneficiary May Qualify for  |
| Another's Targeted Grandfather Rule   |
| Capitalized Under the Uniform Capitalization Rules  |
| Wisconsin Appeals Court Finds Sales of "Flexible" Time-Share Condominiums Subject to Sales Tax  |
| Friz, Robert W., Strategies for Making Real Estate Investment Funds Attractive to Tax-Exempt Investors                                  |
| Frost, Steven G., The Federal Income Tax Consequences of Business Entity Conversions  |
| Hamill, James R., Family Tax Planning Combining New Residence Exclusion With Self-Canceling Installment Notes                           |
| Haynes, David N., Qualified Subchapter S Subsidiaries: An Examination of the Governing Statute and the Proposed Regulations             |
| Holbrook-Lawrence, Terri, Choice of Entity for Holding and Operating<br>Real Estate: A Comparison of S Corporations and Partnerships 22 |
| Melone, Matthew A., Final At-Risk Regulations for Qualified<br>Nonrecourse Debt: An Improvement Over Proposed                           |
| Regulations—But Not by Much   |
| Recharacterize "Stepped-Down Preferred" and Other "Fast-Pay"  Arrangements  |
| Miller, Joel E., Condominiums and Cooperatives:   |
| IRS Stops Applying Section 277 to Housing Cooperatives  |
| Realty Tax Reductions for Co-op Owners: A Fable of Four Counties  |
| Miller, Joel E., Is There Really a Royal Road Around Debt-Discharge   |
| Income? Part II   |

|   | Napoli, John P. & Smith, John F., Emerging Issues in UPREIT Transactions   |  |  |  |  |
|---|--|--|--|--|--|
|   | Owen, Stephen L., How the Clinton Budget Proposals Would Affect Real Estate  |  |  |  |  |
| ,   | Schmalz, John G., Brumbaugh, Mark A., & Pillow, Roger F., Tax<br>Workshop:   |  |  |  |  |
|   | Recent Rulings Favorable to Umbrella Partnerships  |  |  |  |  |
|   | Application for REITs261   |  |  |  |  |
|   | Schmalz, John G., Brumbaugh, Mark A., Pillow, Roger F., & DeLuca,<br>Mario J., Tax Workshop:   |  |  |  |  |
|   | Recent Rulings Stake Out the Service's Position on Section 103172<br>Wood, Robert W, Charitable Contributions of Property/Home Office<br>Deductions: |  |  |  |  |
|   | Home Office Frolics253   |  |  |  |  |
| 1999 Yields Home Office Expense Deductions (Finally)326 |  |  |  |  |  |
|   | Recent Developments in the Charitable Contributions Area 62  |  |  |  |  |
|   | Recent Developments in the Home Office Area65  |  |  |  |  |
|   | Wood, Robert W., Recent Decisions Give Valuation Discounts a Boost. 224  |  |  |  |  |
|   | Title Index  |  |  |  |  |
|   | Charitable Contributions of Property   |  |  |  |  |
|   | Recent Decisions Give Valuation Discounts a Boost, Robert W. Wood 224 Recent Developments on the Charitable Contribution Front, Robert W.            |  |  |  |  |
|   | Wood62   |  |  |  |  |
|   | Choice of Entity   |  |  |  |  |
|   | Choice of Entity for Holding and Operating Real Estate: A Comparison   |  |  |  |  |
|   | of S Corporations and Partnerships, Terri Holbrook-Lawrence22  |  |  |  |  |
|   | [The] Federal Income Tax Consequences of Business Entity   |  |  |  |  |
|   | Conversions, Steven G. Frost83   |  |  |  |  |
|   | Condominiums and Cooperatives  |  |  |  |  |
|   | Realty Tax Deductions for Co-op Owners: A Fable of Four Counties,  |  |  |  |  |
|   | Joel E. Miller   |  |  |  |  |

| Wisconsin Appeals Court Finds Sales of "Flexible" Time-Share<br>Condominiums Subject to Sales Tax, Craig W. Friedrich175                                 |
|--|
| Deductions   |
| Final At-Risk Regulations for Qualified Nonrecourse Debt: An Improvement Over Proposed Regulations—But Not by Much, Matthew A. Melone                    |
| Development  |
| Fourth Circuit Affirms Tax Court Holding that Inability to Develop Land Does Not Support Claimed Loss for Want of a Realizable Event, Craig W. Friedrich |
| Discharge of Debt  |
| Is There Really a Royal Road Around Debt-Discharge Income? Part II, Joel E. Miller   |
| Environmental Cleanup  |
| Rulings and Legislation Seek to Clarify the Tax Treatment of Environmental Cleanup Costs, Michelle Kamen Friedman & Avi S. Liveson                       |
| Estate Planning  |
| Family Tax Planning Combining New Residence Exclusion With SCINs, James E. Harnill   |
| Home Office  |
| Home Office Frolics, Robert W. Wood  |
| Recent Developments on the Home Office Front, Robert W. Wood 65  |

| International Developments   |
|--|
| IRS Issues Temporary and Proposed Regulations Regarding Euro   |
| Conversion, Rocco V. Femia168  |
| Notice 98-35 Represents an Uneasy Compromise on the Treatment of Hybrid Branches for Subpart F Purposes, Rocco V. Femia                  |
| Proposed Regulations Define Reporting Requirements With Respect to Foreign Partnerships, Rocco V. Femia241                               |
| Recently Released FSAs Offer Insights into IRS Treatment of USRPIs, Rocco V. Femia   |
| TRA '97 and Related Regulations Modify Treaty Benefits Available to and Reporting Requirements of Foreign Partnerships, Rocco V. Femia 3 |
| Legislation  |
| How the Clinton Budget Proposals Would Affect Real Estate, Stephen L. Owen   |
| Partnerships   |
| Converting a Disregarded Entity to a Partnership and Vice Versa—<br>Recent IRS Revenue Rulings Provide Guidance, Mark A. Brumbaugh,      |
| Roger F. Pillow, & John G. Schmalz267  |
| Incentive Techniques for Partnership Employees, William R. Charyk 164<br>Proposed Regulations Regarding Basis Adjustments Following      |
| Transfer of a Partnership Interest—Part II, William R. Charyk  |
| William R. Charyk314   |
| Unrelated Business Taxable Income: Can a Guaranteed Payment to a Tax-Exempt Partner Solve this Problem?, William R. Charyk               |
| Real Estate Investment Trusts  |
| Emerging Issues in UPREIT Transactions, John P. Napoli & John F. Smith. 187  |
| Recent Rulings Favorable to Umbrella Partnerships, John G. Schmalz,  |
| Mark A. Brumbaugh, & Roger F. Pillow177  |
| Proposed Regulations Recharacterize "Stepped-Down Preferred" and Other "Fast-Pay" Arrangements, David S. Miller & Diane J. Stoebel 296   |
| Recent Ruling on a Little-Used Partnership Regulation Has  |
| Application for REITs, John G. Schmalz, Mark A. Brumbaugh, & Roger F.  |

| Sub | chap | ter | S |
|-----|------|-----|---|
|-----|------|-----|---|

Qualified Subchapter S Subsidiaries: An Examination of the Governing Statutes and the Proposed Regulations, David N. Haynes .... 104

#### **Tax Exempt Investments**

### **Tax-Free Exchanges**

#### **Tax Practice and Procedure**

